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FROM: Terri Shieh-Newton, Reg. No. 47,081

DATE: April 20, 2006

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6

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## Comments:

Attorney Docket No.: 252312006002

Group Art Unit: 1644

Examiner: D. Saunders

Serial No.: 10/081,076

Filing Date: February 20, 2002

Inventor: Stephen M. COUTTS et al.

Title: A COMPOSITION FOR INDUCING HUMORAL ANERGY TO AN  
IMMUNOGEN COMPRISING A T CELL EPTIOTYPE-DEFICIENT ANALOG OF THE  
IMMUNOGEN CONJUGATED TO A NONIMMUNOGENIC VALENCY PLATFORM  
MOLECULE

## Attached Documents:

1. Transmittal (1 page)
2. Power of Attorney (1 page)
3. Statement Under 37 CFR 3.73(b) + copy of Joint Assignment (3 pages)

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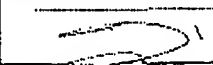
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PTO/SH/21 (09-04)

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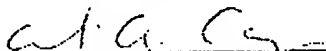
<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/081,076
	Filing Date	February 20, 2002
	First Named Inventor	Stephen M. COUTTS
	Art Unit	1644
	Examiner Name	D. Saunders
	Attorney Docket Number	252312006002
Total Number of Pages in This Submission		5

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address -- 1 page <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD <div style="border: 1px solid black; padding: 2px;">Remarks</div>	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below). Statement Under 37 CFR 3.73(b) + copy of Joint Assignment - 3 pages Facsimile Cover Sheet
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	MORRISON & FOERSTER LLP (Customer No. 25226)	
Signature		
Printed name	Terri Shieh-Newton	
Date	April 20, 2006	Reg. No. 47,081

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(Aurelia A. Caparas)

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Stephen M. COUTTS et alApplication No./Patent No.: 10/081,076 Filed/Issue Date: February 20, 2002Entitled: A COMPOSITION FOR INDUCING HUMORAL ANERGY TO AN IMMUNOGEN COMPRISING A T CELL EPIOTOPE-DEFICIENT ANALOG OF THE IMMUNOGEN CONJUGATED TO A NONIMMUNOGENIC VALENCY PLATFORM MOLECULELa Jolla Pharmaceutical Company, a corporation  
(Name of Assignee) (Type of Assignee, e.g. corporation, partnership, university, government agency, etc.)

states that it is:

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- 2 ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %
- in the patent application/patent identified above by virtue of either

A ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

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(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee

Andrew Wiseman  
Signature

April 14, 2006  
Date

Andrew Wiseman, Ph.D.  
Printed or Typed Name

858-646-6815  
Telephone Number

Senior Director of Business Development  
Title

Attorney Docket No.: 252317006002

pa-1057929

## ASSIGNMENT

JOINT

THIS ASSIGNMENT, by Stephen M. Coutts, Paul A. Barstad, G. Michael Iverson, David S. Jones (hereinafter referred to as the assignors), residing at Rancho Santa Fe, California, Escondido, California, Del Mar, California, and San Diego, California, respectively, witnesseth:

WHEREAS, the said assignors has invented certain new and useful improvements in A COMPOSITION FOR INDUCING HUMORAL ANERGY TO AN IMMUNOGEN COMPRISING A T CELL EPIOTOPE-DEFICIENT ANALOG OF THE IMMUNOGEN CONJUGATED TO A NONIMMUNOGENIC VALENCY PLATFORM MOLECULE set forth in an application for Letters Patent of the United States, \_\_\_ having an oath or declaration executed on even date herewith; X bearing Serial No. 08/118,055 and filed on September 8, 1993; and

WHEREAS, LA JOLLA PHARMACEUTICAL COMPANY, a corporation duly organized under and pursuant to the laws of Delaware, and having its principal place of business at 6455 Nancy Ridge Drive, San Diego, CA 92121 (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient considerations, the receipt of which is hereby acknowledged, the said assignors have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto the said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations, and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by the said assignee, for its own use and behoof and the use and behoof of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

AND for the same consideration, the said assignors hereby covenant and agree to and with the said assignee, its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, the said assignors are the sole and lawful owner of the entire right, title and interest in and to the said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that the said assignors have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, the said assignors hereby covenant and agree to and with the said assignee, its successors, legal representatives and assigns, that the said assignors will, whenever counsel of the said assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance,

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enforcement and defense of said Patent for said inventions, without charge of said assignee, its successors, legal representatives and assigns, but at the cost and expense of the said assignee, its successors, legal representatives and assigns.

AND the said assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to the said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use and behoof of the said assignee, its successors, legal representatives and assigns.

Date 10/29/93 Name of Inventor Stephen M. Coutts  
 Stephen M. Coutts  
 Date 10/29/93 Name of Inventor Paul A. Barstad  
 Paul A. Barstad  
 Date 10/29/93 Name of Inventor G. Michael Iverson  
 G. Michael Iverson  
 Date 10/29/93 Name of Inventor David S. Jones  
 David S. Jones

# ALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No 5193

State of California  
 County of San Diego  
 On 10/29/93 before me, DAWN E. NELSON, Notary Public  
 NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"  
 personally appeared Stephen M. Coutts, Paul A. Barstad, G. Michael Iverson  
 and David S. Jones  
 NAME(S) OF SIGNER(S)

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) ~~is~~ are subscribed to the within instrument and acknowledged to me that ~~he~~ they executed the same in his ~~her~~ their authorized capacity(ies), and that by his ~~her~~ their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

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